

# COMMITTEE REPORT

## MADAM PRESIDENT:

**The Senate Committee on Homeland Security, Utilities, and Public Policy, to which was referred House Bill No. 1220, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 professions and occupations.
- 4 Page 1, line 3, delete "JULY 1, 2006]:" and insert "UPON
- 5 PASSAGE]:".
- 6 Page 2, line 17, delete "JULY 1, 2006]:" and insert "UPON
- 7 PASSAGE]:".
- 8 Page 2, line 42, delete "JULY 1, 2006]:" and insert "UPON
- 9 PASSAGE]:".
- 10 Page 3, line 15, delete "JULY 1, 2006]:" and insert "UPON
- 11 PASSAGE]:".
- 12 Page 3, line 34, delete "JULY 1, 2006]:" and insert "UPON
- 13 PASSAGE]:".
- 14 Page 3, line 38, delete "JULY 1, 2006]:" and insert "UPON
- 15 PASSAGE]:".
- 16 Page 4, line 21, delete "JULY 1, 2006]:" and insert "UPON
- 17 PASSAGE]:".
- 18 Page 4, line 40, delete "JULY 1, 2006]:" and insert "UPON
- 19 PASSAGE]:".
- 20 Page 5, line 29, delete "JULY 1, 2006]:" and insert "UPON

1       PASSAGE]:".

2       Page 6, after line 9, begin a new paragraph and insert:

3       "SECTION 10. IC 25-34.1-2-6 IS AMENDED TO READ AS  
4       FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 6. (a) Except as  
5       provided in subsection (b), all funds collected under this article shall, at  
6       the end of each month, be reported to the auditor of state and deposited  
7       with the treasurer of state for deposit in the general fund. All expenses  
8       incurred in the administration of this article shall be paid from the  
9       general fund.

10       (b) The commission shall establish a fee of not more than ~~ten~~ **twenty**  
11       dollars ~~(\$10)~~ **(\$20)** for real estate brokers and salespersons to provide  
12       funds for the purpose of administering and enforcing the provisions of  
13       this article, including investigating and taking enforcement action  
14       against real estate fraud and real estate appraisal fraud. All funds  
15       collected under this subsection shall be deposited in the investigative  
16       fund established by IC 25-34.1-8-7.5.

17       SECTION 11. IC 25-34.1-3-9 IS AMENDED TO READ AS  
18       FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 9. (a) The commission  
19       shall establish fees under IC 25-1-8-2 to implement section 8 of this  
20       chapter.

21       (b) Notwithstanding IC 25-1-8-2, a fee established under  
22       IC 25-1-8-2 to implement section 8 of this chapter may not be less than  
23       fifty dollars (\$50).

24       (c) The commission shall establish fees to provide funding for the  
25       investigative fund established by IC 25-34.1-8-7.5. The fees under this  
26       subsection may not be more than ~~ten~~ **twenty** dollars ~~(\$10)~~ **(\$20)**.

27       (d) The board may collect a fee required by federal law and transmit  
28       the fees to the federal government as required by federal law.

29       (e) A fee described in subsection (a) is in addition to any fees  
30       required by federal law.

31       SECTION 12. IC 25-34.1-8-6 IS AMENDED TO READ AS  
32       FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 6. The board shall  
33       submit recommendations to the commission concerning the following:

34       (1) Implementation and operation of the real estate appraiser  
35       licensure and certification program under IC 25-34.1-3-8.

36       (2) Rules governing real estate appraisers licensed and certified  
37       under IC 25-34.1-3-8.

1 (3) Establishing a fee in an amount necessary to fund the  
 2 investigative fund established by section 7.5 of this chapter but  
 3 not more than ~~ten~~ **twenty** dollars ~~(\$10)~~; **(\$20)**.

4 (4) Rules governing the administration of the investigative fund  
 5 established by section 7.5 of this chapter.

6 **SECTION 13. An emergency is declared for this act."**

7 Renumber all SECTIONS consecutively.

(Reference is to HB 1220 as printed January 25, 2006.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 7, Nays 1.

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**Wyss**

**Chairperson**